

The Honorable Barbara J Rothstein

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CLARK LANDIS, et al.,

Plaintiff,

vs.

WASHINGTON STATE MAJOR
LEAGUE BASEBALL STADIUM
PUBLIC FACILITIES DISTRICT, et al,

Defendants.

NO. 2:18-cv-01512-BJR

**DECLARATION OF CONRAD
REYNOLDSON IN SUPORT OF
PLAINTIFFS' MOTION FOR BILL
OF COSTS**

NOTE ON MOTION CALENDAR

FRIDAY, JANUARY 13, 2020

I, CONRAD REYNOLDSON, declare as follows:

1. I am a managing attorney in the law firm Washington Civil & Disability Advocate, and lead counsel to Plaintiffs in this matter. I am competent to testify and make this declaration based on personal knowledge.

2. I declare that the costs set forth in Plaintiffs' Bill of Costs are correct and were necessarily incurred in this action and that the services for which fees have been charged were actually and necessarily performed. This declaration is being submitted to provide additional

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WASHINGTON CIVIL & DISABILITY
ADVOCATE

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1 detail about and support for Plaintiffs' costs and the propriety of a bill of costs in Plaintiffs' favor
2 or as an offset against Defendants' bill of costs

3 3. Plaintiffs are the prevailing party on all issues except for the three issues that went
4 to trial in this case. Plaintiffs won on partial summary judgment on the three issues of seating
5 dimensions, the Edgar's Cantina Lift, and Dugout Access, and according to the Joint Pretrial
6 Statement (ECF # 43) the parties were slated go to trial on 10 issues. As a result of this Court's
7 order to conduct a second mediation, the parties reached a settlement that disposed of all but
8 three issues, and designated Plaintiffs to be the prevailing party with regard to all settled issues.

9 ***Fees of the Clerk and Service of Summons and Subpoena***

10 4. Clerk fees paid to the clerk of the court for filing of the complaint and costs for
11 service upon Defendants of the summons, subpoena, and the complaint were necessarily required
12 to initiate the lawsuit, and are proper in Plaintiffs' Motion for Bill of Costs because Plaintiff won
13 on summary judgment on three issues alleged in the complaint.

14 ***Printed or Electronically Recorded Transcripts***

15 5. All of the deposition transcripts Plaintiffs ordered were obtained for use in this
16 case because they were either submitted in support of Plaintiffs briefing and/or necessary for us
17 in responding to Defendants' filings regarding the motion for summary judgment.

18 6. Plaintiffs incurred court reporter fees for and deposition transcript fees for four
19 depositions (Mr. Terry, Ms. Endelman, Mr. Rogel, and Mr. Gooby). These costs are properly
20 taxed because these depositions and transcripts were necessarily obtained for use in the case and
21 thus the presence of a court reporter was required.

CERTIFICATE OF SERVICE

I hereby certify that on December 23, 2019, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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Signed:

/S/Michael Terasaki

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